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Not Yet Assigned

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U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE
Application Number 10/664,711

TRANSMITTAL
Filing Date September 17, 2003
First Named Inventor Budimir Drakulic

Art Unit 3762

Examiner Name

Total Number of Pages in This Submission				Attorney Docket Number REC		RECOM-64412		
ENCLOSURES (Check all that apply)								
Fee Transmittal Form Fee Attached Amendment/Reply After Final Affidavits/declaration(s) Extension of Time Request Express Abandonment Request Information Disclosure Statement Certified Copy of Priority Document(s) Response to Missing Parts/ Incomplete Application Response to Missing Parts under 37 CFR 1.52 or 1.53		Drawing(s) Licensing-related Papers Petition Petition to Convert to a Provisional Application Power of Attorney, Revocation Change of Correspondence Address Terminal Disclaimer Request for Refund CD, Number of CD(s) Remarks FORM PTO 1449; U.s. Patent Nos. 4,679,568 and		After Allowance Communication to a Technology Center (TC) Appeal Communication to Board of Appeals and Interferences Appeal Communication (Appeal Notice, Brief, Reply Brief) Proprietary Information Status Letter Other Enclosure(s) (please Identify below): POSTCARD				
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT								
Firm or Individual Signature	or ELLSWORTH R. ROSTON, ESQ., REG. NO. 16,310 Individual							
Date December 21, 2004								
CERTIFICATE OF TRANSMISSION/MAILING								
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Washington, DC 20231 on this date: 12/21/2004								
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This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Washington, DC 20231.

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· had

Donna M. Colon

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of

Inventor: Budimir Drakulic

Serial No.: 10/664,711

Filed: September 17, 2003

For: APPARATUS FOR, AND METHOD

OF, DETERMINING THE

CONDITION OF A PATIENT'S

HEART

Examiner: Not Yet Assigned

Group Art Unit: 3762

Client ID/Matter No.: RECOM-64412

Date: December 21, 2004

Los Angeles, California 90045

[74728.1]

EXPRESS MAIL NO.: EV327064475US

INFORMATION DISCLOSURE STATEMENT

Mail Stop: Patent Application Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

Pursuant to the duty of disclosure and 37 C.F.R. § 1.97(b)(1), applicant wishes to bring to the attention of the Patent Office the following references listed on the attached Form PTO 1449, which references applicant has received from a party which is interested in obtaining rights under applicant's patent portfolio. The patents allegedly constitute prior art to applicant's pending patent applications. Applicant's pending patent applications are as follows:

Serial No. 10/293,105; filed 11/13/02; our file RECOM-61830;

Serial No. 10/664,711; filed 09/17/03; our file RECOM-64412;

Serial No. 10/611,696; filed 09/17/03; our file RECOM-64414

Serial No. (Not Yet Assigned); filed 12/09/04; our file RECOM-67586; and

Serial No. (Not Yet Assigned); filed 12/09/04; our file RECOM-67694.

The Examiner is respectfully requested to consider the references cited on the enclosed Form PTO 1449.

This Information Disclosure Statement is being filed in accordance with 37 C.F.R. §1.97(b)(1) and therefore no fee is due. However, if a fee is in fact due, please charge our Deposit Account No. 06-2425. A duplicate of this paper is enclosed.

Respectfully submitted,

FULWIDER PATTON LEE & UTECHT, LLP

By:

Ellsworth R. Roston

Registration No. 16,310

Howard Hughes Center 6060 Center Drive, Tenth Floor Los Angeles, CA 90045 Telephone: (310) 824-5555

Facsimile: (310) 824-9696

Enclosures: Form PTO 1449

ERR:dmc:

Appln. No.: 10/664,711 Docket No.: RECOM-64412

PTO/SB/08A (08-03)

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NEODMATION DISCLOS

Substitute for form 1449/PTO

Sheet 1

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

Complete if Known				
Application Number	10/664,711			
Filing Date	September 17, 2003			
First Named Inventor	Budimir Drakulic			
Art Unit	3762			
Examiner Name	Not Yet Assigned			
Attorney Docket Number	RECOM-64412			

				DOCUMENTS	
Examiner Initials*	Cite No.1	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant
		Number-Kind Code ^{2 (# known)}			Figures Appear
		^{US-} 4,679,568	07/14/87	Blau et al.	
		^{US-} 5,678,559	10-21-92	Drakulic	
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FOREIGN PATENT DOCUMENTS							
Examiner Initials*	Cite No.1	Foreign Patent Document	Publication Date	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages		
		Country Code ^{3 -} Number ^{4 -} Kind Code ⁵ (if known)	MM-DD-YYYY		Or Relevant Figures Appear	T ⁶	
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Examiner	Date	
Signature	Considered	

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. Applicant's unique citation designation number (optional). See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. Applicant is to place a check mark here if English language Translation is attached.

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